ALLEN RUBY, SB #47109 LAW OFFICES OF ALLEN RUBY 1 2 125 South Market Street, Suite 1001 San Jose, CA 95113-2379 Telephone: 408 998-8500 3 Facsimile: 408-998-8503 4 CRISTINA C. ARGUEDAS, SB #87787 TED W. CASSMAN, SB #98932 ARGUEDAS, CASSMAN & HEADLEY 5 803 Hearst Avenue 6 Berkeley, CA 94710 Telephone: 510-845-3000 Facsimile: 510-845-3003 7 8 DENNIS P. RIORDAN, SB # 69320 DONALD M. HORGAŃ, SB #121547 9 RIORDAN & HORGAN 10 523 Octavia Street San Francisco, CA 94102 Telephone: 415-431-3472 11 Facsimile: 415-552-2703 12 Attorneys for Defendant 13 BARRÝ BONDS 14 15 16 UNITED STATES DISTRICT COURT 17 NORTHERN DISTRICT OF CALIFORNIA 18 SAN FRANCSICO DIVISION 19 UNITED STATES OF AMERICA. Case No.: CR 07-0732 SI 20 Plaintiffs, WAIVER OF DEFENDANT'S RIGHT 21 TO BE PRESENT [Rule 43(b), Fed. vs. Rules Crim. Pro.] 22 BARRY LAMAR BONDS. 23 Defendants 24 25 26 Pursuant to Rule 43(b)(3), Fed. Rules Crim. Pro., I hereby waive my right to be present at any hearing involving only a conference or hearing on a question of law. This 27 waiver specifically includes the hearing currently scheduled for March 21, 2008, at 11:00 28 1

a.m., subject to any further order of the Court. DATED: March 7, 2008 Approved: I:\Bonds\P\Appearance3 waiver.doc

Defendant Barry Lamar Bonds

Allen Ruby, Attorney for Defendant Bonds